In the High Court of Punjab and Haryana at Chandigarh

Crl. Revision No. 1743 of 2007

Date of decision : November 13, 2007.

Garib Singh and another

... Petitioners

Versus

Surinder Pal Singh and others

... Respondents

Coram: Hon'ble Mr. Justice A.N. Jindal.

Present: Mr. G.S. Toor, Advocate
for the petitioners.

A.N. Jindal, J. (Oral)

30 accused-respondents (hereinafter referred to as the respondents) were tried for the offences under Sections 148, 307, 326, 325, 324, 323 read with Section 149 IPC and acquitted vide judgment dated 23.2.2007 passed by the learned Additional Sessions Judge, Barnala, hence this revision petition which has been filed by Garib Singh, a witness.

The case was registered against the respondents at the instance of Gurmail Singh injured. He along with other injured witnesses has not supported the prosecution case. Garib Singh petitioner appeared in the witness box and named only three persons. He did not name any of the respondents as assailants except Surinder Pal Singh, to whom a lalkara has been attributed. Similarly, Balkaran Singh has named only Surinder Pal Singh, Laxman Singh Yadav and Gurmail Singh out of 30 respondents. Out of the aforesaid three respondents, Surinder Pal Singh and Laxman Singh Yadav have been attributed only lalkara by him. None of the other injured have supported the prosecution case. Even the testimony of these two witnesses if read as a whole, do not inspire confidence of this court.

Consequently, it would have to be observed that the impugned judgment sans any defects or such illegality resulting into miscarriage of justice. No defect in the procedure has also been pointed out warranting interference by this court.

Consequently, this revision petition being without any merit is hereby dismissed.

November 13, 2007 **(A.N. Jindal)**
deepak **Judge**

To be referred to reporter : Yes/No.